

**BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

|                           |   |                         |
|---------------------------|---|-------------------------|
| KAREN PIERCE              | ) |                         |
|                           | ) |                         |
| Complainant,              | ) |                         |
|                           | ) |                         |
| v.                        | ) | Case No. 21-0833-EL-CSS |
|                           | ) |                         |
| SMARTENERGY HOLDINGS, LLC | ) |                         |
|                           | ) |                         |
| Respondent.               | ) |                         |
|                           | ) |                         |

**MOTION FOR LEAVE TO FILE ANSWER, *INSTANTER*,  
OF SMARTENERGY HOLDINGS, LLC.**

In accordance with Ohio Admin. Code 4901-1-12 and 4901-1-13, SmartEnergy Holdings, LLC (SmartEnergy) respectfully requests leave to file the Answer being filed concurrently with this motion. Good cause exists to grant this motion, for the reasons that follow.

The Complaint was filed on July 29, 2021, making the Answer due on August 18, 2021. Due to internal staffing changes, SmartEnergy did not become aware of the Complaint until the last few days. SmartEnergy contacted outside counsel for direction about what to do and provided counsel with the information necessary to prepare and file an Answer. Complainant will not be prejudiced by the filing of Answer only 9 days beyond the deadline specified by the Commission's rules.

For the foregoing reasons, SmartEnergy respectfully requests that the Commission grant this motion.

Dated: August 27, 2021

Respectfully submitted,

/s/ Mark A. Whitt

Mark A. Whitt (0067996)

Lucas A. Fykes (0098471)

WHITT STURTEVANT LLP

The KeyBank Building, Suite 1590

88 East Broad Street

Columbus, Ohio 43215

Telephone: (614) 224-3912

whitt@whitt-sturtevant.com

fykes@whitt-sturtevant.com

(All counsel willing to accept service by email)

*Attorneys for SmartEnergy Holdings, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Motion for Leave to File Answer, *Instantly*,  
was served by mail to the following persons this 27th day of August 2021:

Karen Pierce  
3918 N. Clearose Circle  
Cincinnati, Ohio 45205

/s/ Lucas A. Fykes  
One of the Attorneys for SmartEnergy  
Holdings, LLC

**This foregoing document was electronically filed with the Public Utilities**

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**Case No(s). 21-0833-EL-CSS**

Summary: Motion for Extension of Time to File Responsive Pleading electronically filed by Mr. Lucas A. Fykes on behalf of SmartEnergy Holdings, LLC